

## REMARKS

After entry of this paper, claims 69, 70, 71, 74 and 75 and 150 are pending. Claims 68, 72-73 and 76-148 were previously cancelled. Claims 1-67 and 149 are cancelled, without prejudice. Claim 150 has been recast as an independent claim. Claim 69 has been amended to depend from claim 150, and claims 69 and 70 have been amended to make grammatical changes. No new matter is added by these amendments. Applicants reserve the right to pursue all of the non-elected subject matter, including all cancelled claims, in one or more divisional applications. Applicants reserve the right to pursue any cancelled, elected subject matter in one or more continuation applications.

Claims 74 and 75 were previously withdrawn as directed to non-elected subject matter. In view of the amendment of claim 69 noted above and pursuant to the Requirement for Election/Restriction dated March 2, 2007 (see section 5 therein), Applicants respectfully request rejoinder of claims 74 and 75.

### Objection

*Claims 1-67, 69-71 and 149 are objected to because the claims have not been amended commensurate in scope with the elected peptide of the invention of SEQ ID NO:32.*

The objection is moot in respect to claims 1-67 and 149 which have been cancelled. Claims 69, 70 and 71 have been amended so that they directly or indirectly depend from claim 150 which is allowed.

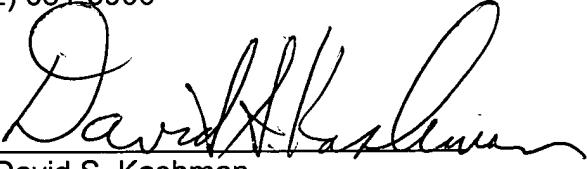
Applicants submit that for the reasons discussed above, the pending claims meet all requirements of patentability and respectfully request that these claims proceed to allowance.

The Commissioner is requested to construe this paper as including a retroactive petition for a two-month extension of time in which to file a response to the outstanding Office Action, and accordingly, the official fee of \$230.00, as prescribed therefor by 37 C.F.R. 1.17(a)(2), as amended, in the case of a small entity, is also being submitted herewith. The Commissioner is hereby authorized to

charge any deficiency in any fees due with the filing of this paper or during the pendency of this application, or to credit any overpayment in any fees, to our Deposit Account No. 07-1730.

Respectfully submitted,

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Dated: New York, New York  
March 4, 2008

## C E R T I F I C A T E O F M A I L I N G

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on:

Date of Deposit March 4, 2008

David S. Kashman; Reg. No. 728,725  
(Name of applicant, assignee or Registered Representative)

  
(Signature)

March 4, 2008  
(Date of Signature)

